

CANONS OF CONSTRUCTION

Volume 35, Number 4 The Law Student's Newspaper www.canonsofconstruction.com March 2004



Graduation Dinner 2004: (L to R) Sandy Kovacs, Mercedes Goetze, Taryn Moore, and Lisa Statt.

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Mar, Dean Percy,
Valedictorian

Grad 2004: Who is the most likely to...

By Elmer Chiu (3L)

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we should do something different this year. I decided (using the autocratic method) to institute a random matching system (kind of like the Calgary and Toronto Match Programs... just kidding). Twenty different "most likely to..." possibilities were put into a computer program called 'Flames Hat' and a full 151 person list of the 2004 graduating class was put into another computer program called 'Oilers Hat'. The method was to choose one random name and one random "most likely to..." out of each "Hat" to make up our 2004 "most likely to..." list.

Anyways, I don't want to bore you anymore with procedures and methods. These are the results that came out of the "Hats." Enjoy your 2004 "most likely to..." list.

Most likely to become a Supreme Court of Canada Judge: Rosemary Duffy (I swear this system was random!!)

Most likely to end up with her/his picture on a

billboard: Greg Fingas

Most likely to become the first partner in a law firm: Brenda Parks

Most likely to become a famous Hollywood actress/actor: John Dunphy

"Most likely to end up with her/his picture on a billboard: Greg Fingas"

Most likely to appear the most times in front of the SCC: Daniel Chivers

Most likely to advance in career and life because of her/his looks: Paul Varga (again, I assure you that my methodology was purely random...)

Most likely to become the first QC: Brenda Rawcliffe

Most likely to become an international model: Anu Chaitanya (He started his career as the "trusting face" of the Appeals Committee)

Most likely to become a benchner: Johnny Pak ('interesting')

Most likely to become the first millionaire: Mercedes Goetze (her name even sounds expensive...)

Most likely to become the Prime Minister of Canada: Rory Ziv (time to renounce our citizenships! Kidding...)

Most likely the first to be held in contempt of the Court: Lisa Statt (but I've seen nothing but calm behaviour out of her throughout law school)

Most likely to become the Premier of Alberta:

"Most likely to become a benchner: Johnny Pak ('interesting')"

Kathryn Blair (from Grad Committee Prez to Premier of our great Province. Go get 'em, Kathryn!)

Most likely to be on a TV commercial (in a legal advertisement on the TV listings channel): Brandy Shaw

Most likely to become a

CEO: Rebecca Ratti

Most likely to become a Traffic Court Judge: Dean Piquette (or should I say, Your Worship)

Most likely to do the

"Most likely to become a Traffic Court Judge: Dean Piquette"

most Pro Bono work: Sandy Kovacs (such a sweetie by every meaning of the word)

Most likely to form their own law firm: Kerry Allenby, Lindsay Keele, Joanne Rowbotham, and Christopher Spasoff (that would make their firm Allenby, Keele, Rowbotham & Spasoff)

Most likely to marry for money: Mike O' Boyle (is that why you spend so much time hanging around me, Mike?)

Most likely to marry for looks: Jeremy "Hot Wife"

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All law students and interested parties in the legal community are encouraged to contribute submissions, provided that contributions are accompanied by name, student number and telephone number. No articles are published anonymously. *Canons* reserves the right to edit submissions for content, length, and legality. *Canons* will not publish materials deemed by the board to be racist, sexist, homophobic or libelous. Ideas and opinions expressed in *Canons* do not necessarily reflect the views of the *Canons* board.

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DEAN'S MESSAGE

Of Renewal and Surveys

By Dean David Percy, Q.C.

One of the major tasks of the Faculty this term has been the recruitment of new Faculty members. The entire Faculty is involved in this process, although the bulk of the work is carried out by the Selection Advisory Committee, which has been grateful this year for the assistance of Jill Miles, the student representative.

At the time of writing the Selection process is still under way, but I thought I would provide readers with an advance look at some of the new professors who will be arriving over the next two years.

The Faculty has hired Dr. Moin Yahya to a tenure track

*"provide readers
with an ad-
vance look at
some of the new
professors"*

position commencing on July 1, 2004. Many of you will know Dr. Yahya from his classes this year in Contracts and Company Law and we are delighted that he has accepted an offer of a tenure track position. Dr. Yahya holds B.A. and M.A. degrees in Economics from the University of Alberta and a Ph.D from the University of Toronto. He obtained his Law degree as a Robert A. Levy Fellow in Law and Liberty at George Mason University in Virginia. He is a welcome addition to the Faculty, both

for his outstanding teaching ability and his interdisciplinary expertise in Law and Economics.

Dr. Mitchell McInnes is joining the Faculty from the University of Western Ontario, where he has taught

*"both for his
outstanding
ability and his
inter-disciplinary
expertise"*

since 1997. He previously taught at the University of Melbourne and clerked at the Supreme Court of Canada.

Dr. McInnes is one of Canada's leading Private Law scholars, with particular expertise in Restitution and Trusts. He obtained his Law degree at the University and his Ph.D and LL.M degrees from Cambridge University. He has won many teaching awards at the University of Western Ontario, including the University of Western Ontario's Award for Excellence in Undergraduate Teaching and the Professor of the Year Award in the Faculty of Law. He has been recognised in the annual Maclean's Magazine survey as one of Canada's leading university teachers. Because of personal commitments, Dr. McInnes will be joining the Faculty in July 2005.

Professor Russell Brown will be joining the Faculty on July 1, 2004. He holds an LL.B. degree from the University of Victoria, an

LL.M. from the University of Toronto and is a doctoral candidate at the University of Toronto. He is a specialist in the area of Economic Loss in Tort Law and has expertise in Property, Civil Procedure and Administrative Law. In addition, he has considerable experience in coaching competitive moot teams and we are confident that he will be a valuable member of the Faculty.

Students will no doubt have observed that our Faculty fell to 10th place in the annual Canadian Lawyer

*"Maclean's
Magazine sur-
vey as one of
Canada's lead-
ing university
teachers"*

Survey. As readers may imagine, I was subjected to some searching questions about the reasons for this decline.

Fortunately, last year when the Faculty was rated No. 2 in Canada, I began all interviews by commenting that I had no confidence whatsoever in the Canadian Lawyer Survey. It surveys the impressions of graduates over the last five years and according to the magazine's own data, there were an average of 19 respondents from each faculty. In the case of the University of Alberta, this represents a tiny proportion of the 850 lawyers who have graduated from the Faculty over this

period. Indeed, the reporter from the Edmonton Journal who interviewed me commented that it was his impression that our standing had dropped from 2nd to 10th on the basis of one or possibly two negative responses.

My personal feeling about the survey is that I take any criticism of this Law School seriously and I am prepared to investigate whether it is justified. Having read the survey carefully, I am convinced that we were certainly as strong a law school in 2003 as we were in 2002, when we were ranked 2nd. I can state with absolute confidence that we are one of Canada's leading law schools and that our national standing has never been higher. The best evidence for this claim is provided in the number of applications we receive and the quality of students we attract, as well as our ability to recruit outstanding law teachers from our competitors across

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Canada. One of our great strengths in attracting a highly qualified national student body arises from the positive comments from our existing students and our alumni. We very much appreciate this support and will strive to ensure that we continue to merit it.

ERRATA: We forgot to give thanks to Functus...

In our last issue of *Canons*, we forgot to give thanks to the wonderful Law Show Band—a.k.a. "Functus"—that played their hearts out in January. Such musical talent is worthy of accolades, and now is our opportunity to provide them with such.

Also, we would like to give our thanks to Marc Misner for his patience and tolerance. Marc, thanks for being so understanding!"



Ladies and gentlemen, the members of Functus:

Dave Rechlo
Janice Colobong
Nicole Pfeifer
Mark Hamilton
Jacob Hoeppner
Greg "Fingaz" Fingas
Brenda Rawcliffe
Greg Sim
John Lemieux
The Undead Spirit of Jimi Hendrix

FEATURE

Law and Politics

By Walter Krawec (2L)
wkrawec@ualberta.net

Quick: what do all Prime Ministers in the last hundred years have in common? Apart from Lester Pearson and Joe Clark, they were all lawyers.

The fact that many lawyers are politicians is hardly news. Many elected officials in Canada and abroad have legal backgrounds.

Away from the media spotlight, however, many lawyers work behind the

"Apart from Lester Pearson and Joe Clark, they were all lawyers."

scenes in support of various political causes. Parties, pressure groups and various associations all attract their share of supporters with legal backgrounds.

This attraction can hardly be for the public glory – after all, lawyers and politicians routinely bring up the rear of public confidence surveys, so it has to be something deeper than

that. *Canons* spoke to two alumni about their experiences as lawyers in politics.

One of the Faculty's best-known graduates wasn't afraid of controversy when it came to making his views known. For Ezra Levant, his first year at law school in 1993 included national media attention when a *Canons* article he wrote condemning preferential admission policies earned the wrath of the Associate Dean, who threatened to shut down the newspaper.

"[CBC Reporter] Neil McDonald spent three days on campus with a four-man crew," said Levant. His views provoked a "firestorm of debate." Despite being sued by the Associate Dean, Levant says "we had fun, it was a great time."

Since his time at law school, Levant has had a varied career. In addition to his work as a constitutional lawyer, he worked as a political staffer for former Reform leader Preston Manning and spent time as a newspaper columnist. Right now, Levant is the publisher of the recently-launched *Western Standard* magazine.

Levant encourages students to think critically about law and politics. He says that regardless of one's political views there are probably several other students who share them.

"Despite being sued by the Associate Dean, Levant says 'We had fun, it was a great time.'"

"Join a club," said Levant, who founded a group for politically conservative students during his time as a student.

Levant said law school taught him how to be heard, an essential skill in the world of politics. "It taught me to fight," something he says helped him in his career.

"I learned how to fight politically correct liberal bureaucrats," said Levant. "The number one lesson I learned in law school is to challenge government authority."

For another politically active graduate, getting involved was her way of "building a better place to

live."

When Stella Varvis joined the Liberal Party, she was an undergraduate student with a deep interest in politics and policy. She served until very recently as Vice-President of Policy for the federal Liberal party's Alberta wing, a duty she balanced with her work as a litigation research associate at Brownlee LLP in Edmonton.

Varvis said that while involvement can be rewarding and that law students may be better situated than most to become active at high levels, there are certain pressures that young lawyers face.

"Between work, friends and family there are a lot of time constraints for young associates," according to Varvis, who added that the political attrition rate for young women is especially high.

On the flipside, the time constraints faced by young lawyers relent as they rise through the professional ranks. "One of the reasons lawyers are well represented," said Varvis, "is because they have more control over their time."

There is a wider range of

opportunities for political involvement than many might think, Varvis suggested. "As a young person you get access. The election rush can be quite exhilarating."

As someone accustomed to political campaign organization, Varvis is quick to point out some of the ways lawyers can make an impact beyond discussing policy. "People get involved for different reasons. Partly

"The number one lesson I learned in law school is to challenge government authority."

out of altruism, partly for networking, the range of reasons is infinite," she said.

Varvis warned that internal politics within parties can often be quite frustrating, so she emphasizes focus. "Come into it with a good sense of what you want to accomplish. You need perseverance and tenacity, but the rewards can be great."

National South Asian Law Conference

By Rita Sidhu (1L)

On February 13th to 15th, Rita Sidhu, Nina Sukhrani, and Randeep Purewall represented the University of Alberta at the 2004 National South Asian Law Conference at the beautiful Seattle University School of Law in Washington State. The theme for the 6th annual

"at the beautiful Seattle University School of Law"

conference was *Breaking Barriers and Building Bridges: Human Rights and the Law in South Asia*.

The central goal in discussing the impact law

has on human rights in our local and global community, was to expose law students to issues that may not otherwise be heard in their classrooms. It also exposed students to a variety of perspectives from speakers hailing from the United States, Europe, India, and Nepal.

This conference was an encouragement for law students to act. It showed us that we are mechanisms for change and are in a unique position of power to uphold social justice. Student participants came from eighteen different law schools from across North America from such schools as diverse as Harvard and Syracuse. The Canadian contingent was also represented by a delegation

from the University of Western Ontario.

What was especially encouraging was the fact that the conference, from the organizers to the participants, was not

"discussing the impact law has on human rights in our local and global community"

represented solely by South Asians. In fact, there was representation from various ethnicities who shared the common values of human rights concerns.

While all the speakers were excellent, the

highlights for the author personally were the talks on the Rights of the Child: Medical Circumcision, the WTO and Human Rights, and the International Criminal Court. All of the papers presented will be available online at www.lawandreligion.com.

But it wasn't all work and no play! The conference organizers also put together a NSALSA Bhangra Party that was very well attended by conference participants and lasted late into the night. The last day of the conference involved administrative matters and planning for next year. Rita Sidhu was elected the NSALSA regional representative for Western Canada. For more information, please contact

her at rajbirs@ualberta.ca. Finally, the South Asian Law Student Association of the University of Alberta would

"elected the NSALSA regional representative for Western Canada."

like to thank APIRG for their support in sending us to this conference. We hope to send an even larger delegation next year to the 7th annual conference that will be held at Georgetown University School of Law in Washington, DC.

OPINION

Love Thy SNAIL

By Paul Varga (3L)

This past December, I recall arriving midday at the John Weir Library to begin an intensive study session for the upcoming exams. Bright eyed and bushy tailed, I hopped up the steps and jogged past the couches, eager to begin an honest day's labour in the hopes of heralding yet unrealized scholastic acclaim. But these

"begin an honest day's labour in the hopes of heralding yet unrealized scholastic acclaim"

heady thoughts were soon dashed as I made my way through our place of study, finding each carrel and table space occupied by faces foreign to me. Defeated, mumbling polite vulgarities under my breath, I left the library and began a forced exodus across campus in

search of vacancy. Surely those SNAILS, students not actually in law school, were to blame.

Over the course of our legal degrees, we've all seen the tables littered with science textbooks, we've all borne witness to the couple who insists upon using a corner carrel on the 3rd floor as a place to publicly declare their love, we've had the pleasure of reading anti-lawyer graffiti in the basement bathroom. The relationship between SNAILS and law students is less than amorous, and the tension is becoming palpable. SNAILS are starting to be the law student's scapegoat. Got a D in Evidence? "That damn SNAIL was talking in my ear all day." Broke up with a boyfriend? "That really good looking SNAIL made off with my man." So before this turns into a veritable SNAILgate, something must be done.

Many feel that SNAILS are invading our home turf and can't understand why they aren't at their own

faculty libraries. SNAILS make noise and take up space; their only thanks being scrawled crudely on the inside of a toilet stall. We are stubbornly indignant; after all, we've earned the right to be in law school, and

"SNAILS are starting to be the law student's scapegoat."

we should be able to study in peace, without having to live like refugees.

What lies behind the SNAIL epidemic? I have two theories, both quite scientific, so please put down those CANs for a moment and go with me on this one. I postulate that there must be some faculty out there that has no library of its own, and so, its students spread out across campus, inhabiting Rutherford, Med Sci, and Cameron during exam time. In turn, those respective

business, arts and science students recently displaced by this faculty of nomads come to the warm and tidy Inn That Weir Built in order to find solace. These forced migratory patterns continue in a cycle and create other derivatives of the species, imaginatively known as SNAIBs and SNAIMs (students not actually in business/medicine).

My second theory is somewhat esoteric. There is something about the law that fascinates those who know little about it. By hanging around these hallowed halls of learning, maybe, just maybe, outsiders will catch a glimpse of what the law is really about and unlock its great and powerful mystery. While they may be more likely to find half of our student population queuing for a computer so that email and hockey pools can be checked is beside the point. Those proudly labelled 'pre-law' students want to be law students, and they are just curious to see what all the fuss is about.

So I wonder, isn't

campus just a microcosm of the big world out there? If we can't get along with our student neighbours, what hope do we have on the outside? You may reluctantly admit, if no one is listening, that some of your best friends are probably SNAILS. You may even have shared a bagel with a SNAIL this morning. But if you are still angry,

"So I wonder, isn't campus just a microcosm of the big world"

comfort yourself in the fact that SNAILS present a medium through which we can spout off surplus exam stress. So the next time you are studying and a cell phone rings and some guy "whispers" some mundane conversation to his mother/girlfriend for ten tedious minutes, smile to yourself and remember: we were once SNAILS too.

A Law Student's Survival Guide

By Matt Vernon (1L)

You might wonder how exactly it is that a first year law student, barely in his second semester, would dare to presume himself qualified to offer treatise on surviving law school. Well, not to brag, but I've always been an exceptionally fast learner. It's a rare day, for example, that I'm not done learning altogether just after cracking open a textbook, and I'm often done learning for the day not more than ten minutes into that first lecture. So needless to say, I learned everything law school's going to teach me back in September. And really, who better to show you the ropes than someone pinned desperately up against them? It's in that spirit that I propose the following hints on surviving law school:

Time Management

It's crucial to manage

your time here at law school. Mismanagement can result in stress, acute academic underperformance, or missing that first day of Carbolec ticket sales, so that

"who better to show you the ropes than someone pinned desperately up against them?"

calls made from your table to anywhere near the stage are charged as international.

One of the key strategies to managing your time is to prioritize: distinguish what it is that absolutely *has* to get done, like studying and attending lectures, from what only gets in the way, like social events, sleep, or maintaining personal hygiene. Once that's done, it's a lot easier to develop a

system of multitasking that really lets you get the most out of your time. For example, even if you absolutely have to attend a time-wasting social function, you can still get those contracts cases briefed: if you stick to drinking lighter shades of beer straight from the pitcher, you can easily see the text by looking through the bottom. And remember to think critically; since it's readily apparent that this tactic won't be as fruitful with decidedly opaque plates of food, it's probably best to stick to that liquid diet and maximize your reading time. Besides, Lord Denning makes almost uncanny sense after that second round: you'll own the grade curve.

In a similar vein, do you find that commuting is taking time out of your day that would have been better spent with a good property

casebook? Well, while it's trite to point out that you can read on the bus or LRT, if you're driving yourself to school, or better yet, riding a bike, then reading while enroute to school can be doubly effective: not only do you get some extra study

"drinking lighter shades of beer straight from the pitcher, you can easily see the text"

time in, but when your life is flashing before your eyes, you can just pay extra attention to those torts lectures from last week. Reckless disregard for basic road safety is the tried and true watermark of impeccable time management.

Become a Sociopath

Not getting hung up on the feelings or opinions of others not only frees up your time and lets you focus on your studies, but it makes you a better academic. After all, 'analytical thinking' is really just politically correct shorthand for the perennial realization that everyone else in the world is an incompetent moron. Nothing wakes you up to the subtle flaws in a decision by the Supreme Court of Canada faster than assuming they've completely screwed the case up long before you read it.

Employing these strategies will ensure your development into a keen legal mind by the end of your time here, provided, of course, that you aren't still stranded between your Carbolec table and the law school by the time graduation rolls around.

COMMENTARY

The "REAL" Dean's List

By Dean Hutchison (3L)

Many of you may have seen the "Without Prejudice" publication that was published in February. This Faculty publication chronicled the stories of some prominent alumni, a few recent graduates and nicely summarized the on going activities at the Faculty of Law. Something that caught my eye when I flipped through the publication was the elaborate list of students who were recipients of numerous scholarship and bursaries, members of competitive moot teams, and members of the prestigious "Dean's List". I would like

referring to is a list of those students who make considerable efforts outside the academic arena to make the Faculty a better place. These are the people that organize Career Day, ensure Student Legal Services runs smoothly each year, and who take the time to get alcohol awareness training so that FABS and Wine and Cheese

"those students who make considerable efforts outside the academic"

Faculty receptions can happen. I find it ironic that a Law School that prides and promotes itself on offering a full service educational experience has neglected, not only in "Without Prejudice" but in the vast majority of its publications, to recognize the students who make that experience possible. Granted, space available in these various print mediums is limited and inevitably there is always something that one wants to include that has to get cut. However, a person always makes space to acknowledge those people they feel are deserving of recognition.

To ensure that there is at least some level of public appreciation for these individuals, I have compiled a list. The criterion to be

named on this list is involvement in the planning and operation of non-academic law school related activities. These are things such as coordinating the yearbook, organizing the Carbolic Smoke Ball, compiling the Articling Handbook, and editing this newspaper. I have entitled this list of names, the "REAL Dean's List".

The REAL Dean's List for the 2003/2004 School Year is as follows:

First Year:

- Malkit Atwal
- Allie Dubie
- Nonnie Jackson
- Phil Peters
- Andrea Remington
- Corey Tomsons

Second Year:

- Sarah Agg
- Baerach Anderson
- Mike Anderson
- Tim Baker
- Tim Bayly
- Adrienne Belch
- Megan Chorlton
- Susie Do
- Kris Duff
- Mark Hawkins
- Keith Inman
- Kasper Jaskowiak
- Bob Joseph
- My-Le Lai
- Adam Letourneau
- Walker MacLeod
- Ryan Martin
- Tracy McMahon
- Lisa Monteith
- Karyn Mundy
- Sarah Pybus
- Julia Sproule
- Tara Thompson

- Becky Young
- Third Year*
- Brian Anslow
- Kathryn Blair
- Andrew Brine
- Allison Catherwood
- Anu Chaitanya
- Mona Chan
- Elmer Chiu
- Dan Chivers
- Tammy Chivers
- Anouk Crawford
- Clayton Cunningham
- Rosemary Duffy
- Greg Fingas
- Juliamai Giffen
- Dan Gilborn
- Trena Grimolby
- Jeremy Herbert
- Mark Hildebrand
- Clay Jacobson
- Monica Johnson
- Lindsay Keele
- Cathy Jo Kickham
- Ingrid Kolodziej
- Sandy Kovacs
- John Lemieux
- Dale Masson
- Taryn Moore
- Randy Murphy
- Mike O'Boyle
- Brenda Parks
- Dave Rechlo
- Murray Ross
- Natalie Salvalaggio
- Steve Shafir
- Brandy Shaw
- Wanda Simpson
- Mike Sparks
- Linda Svob
- Jeremy Taitinger
- Kent Teskey
- Hugh Willis

This list is by no means exhaustive. The majority of the names listed were taken from the list of executive

members of various student groups found in this year's "Who's Who". As such, the First Year List is a little sparse as opportunities to sit on group executives are limited to First Year Law students. This list however is certainly NOT a reflection of the amount of involvement the First Year

"were taken from the list of executive members of various student groups"

class has in extra-curricular activities.

Inevitably, there are many people not named on this list who have made great contributions to our Law School outside the academic arena. To those of you who I have failed to mention, I sincerely apologize. The recognition you deserve is unfortunately limited to a genuine thank you for your efforts from yours truly (whatever that is worth). By writing this article, I simply wanted to ensure that my fellow classmates who enable the tremendous extra-curricular activities of this great Law School to happen get recognized, and at the very least, get thanked. Once again, to all these great people, I thank you.

"was the elaborate list of students who were recipients of numerous scholarship"

to formally congratulate these individuals for their academic accomplishments. Such achievements are worthy of public recognition and I am pleased to see that the Faculty has recognized their efforts and successes.

As I continued to leaf through the pages of "Without Prejudice" I observed that another list of students was noticeably absent. The absent list I am

Student Arbitration and Mediation Society The "New Club on the Block"

By: Marc Misner 3L

After about the first month of law school it becomes evident why Alternative Dispute Resolution (ADR) mechanisms are rapidly gaining popularity in the legal profession. Aside from the obvious time involved in taking a matter to trial, litigation is in some cases much more costly than mediation.

Quite separate from the financial considerations however, ADR techniques are gaining popularity because they allow parties to

"(ADR) mechanisms are rapidly gaining popularity"

discuss their differences in a non (or at least less)

adversarial environment.

Having the option to choose a non-adversarial approach is particularly important in practice areas such as family or labour where the parties to the dispute may have to carry on a relationship after the dispute is concluded.

The Student Arbitration and Mediation Society (SAMS) is a new student run club whose vision is to promote quality alternative

dispute resolution instruction and networking opportunities for University

"promote quality alternative dispute resolution"

of Alberta students. While it is currently made up primarily of law students, SAMS is open to University

of Alberta students from any faculty. For more information on SAMS feel free to email us at sams@ualberta.ca.



VP SOCIALS' NIGHT OUT



Brought to you by your LSA VP Socials, Baerach Anderson, 2L and Sandy Kovacs, 3L.



3Ls
Jeremy
Taitinger
and
Andrew
Brine;
with 2L
Jenn
Roper

Carbolic Smoke Ball

Thursday, February 13th, 2004



1Ls Adam Horne and Mark
Hamilton with their ladies...



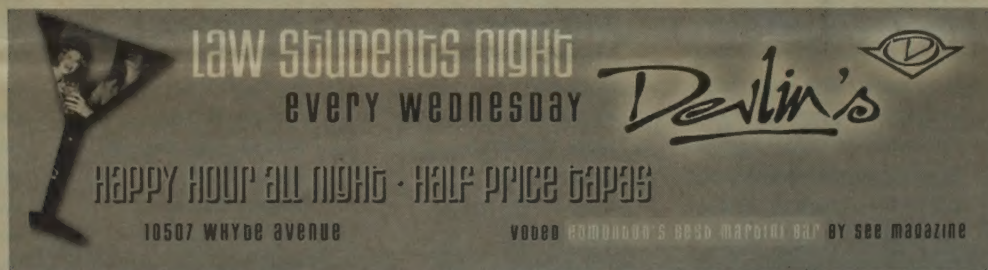
1L Girls pose for the paparazzi...



Newly engaged John Lemieux
and Julianai Giffen



Couldn't
Resist:
2L Lisa
Monteith
and 3L
Sandy
Kovacs
get down
on the
dancefloor.



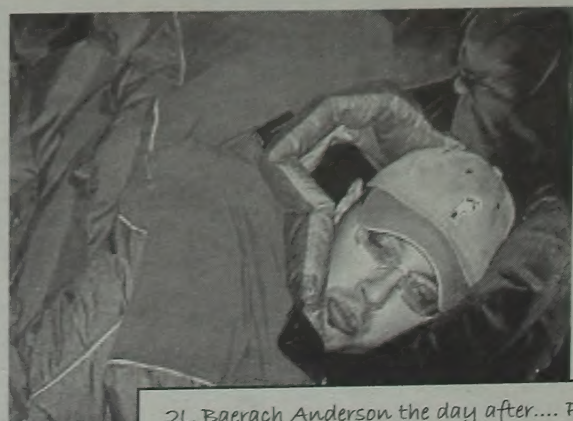
3Ls
Elissa
Assayag,
Michelle
di Toppa,
Pam
Keay,
and
Trina
Kemeridis



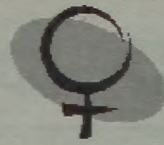
3Ls CJ Kickham, Rosemary
Duffy, and Lindsay Keele...



3Ls
Natalie
Sabataggio
and Dale
Masson



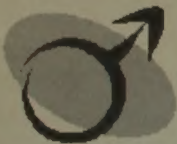
2L Baerach Anderson the day after.... Poor B!



Law Girl

- Name:** Sandy Kovacs, 3L
- Hometown:** Coquitlam (Rotten Fish), B.C. (and I don't smell like rotten fish...it's the translation of the native word "Coquitlam").
- Outfit:** Pink Flower Hat from a Kiosk in Pacific Centre, Vancouver; pale pink fuzzy turtleneck from Jacob; hot pink Chong Sam purse bought off ebay for \$4.00; hot pink lace, French-cut panties from LaSenza. The pink ribbon necklace was my own personal touch...
- Fave place to buy interview wear:** Zara, Vancouver. But sometimes I think it's better to go dressed as yourself. This outfit looks way better than a suit! Who wouldn't hire me?
- Most Recent Purchase:** Hot pink, elbow-length gloves. HOT.
- Next Purchase:** New pants. Sorry I'm not wearing any pants. It seems I've gained a few pounds and I couldn't fit into them. But, hey, a girl can never eat too much chocolate!
- Study Uniform:** Anything but it must be in pink. I love pink. I am pink.
- I own way too many:** French-cut lace panties. In pink. But then again, you can never own enough pink.
- Beauty Secret:** It's all in how you pose. This butt is fabulous; I like to show it off as much as possible. Especially in hot pink lace French-cut panties.

Law Girl/Law Guy



Law Guy

- Name:** Baerach Anderson, 2L
- Hometown:** Edmonton, AB
- Outfit:** Osiris hat from Easy Rider; Getting Lucky in Kentucky T-Shirt from BDG; Barstar flare jeans from A&F. No underwear, I'm going commando today!
- Fave place to buy interview wear:** Like I will be getting an interview. However if anyone is interested you can email me at baerach@ualberta.ca
- Most Recent Purchase:** Shamrock wristband from A&F.
- Next Purchase:** Depends on the Income Tax refund. Probably socks.
- Study Uniform:** A bunny-hug jeans, and a toque.
- Lucky Charm:** Alcohol always works for me.
- Secret to being a chick magnet:** Be honest.
- Biggest Achievement so far:** Being able to shrink a good 10 inches for this photo shoot. In height, geez get your mind out of the gutter.



FUN & GAMES



Poetry

Chimera's Reign Part 2

The Darkness never leaves the empty streets,
It plays hide and seek but is anything but playful,
It allows flowers to be wilted even before they lay on the grave,
Is there any escape? Any haven?

The sickle owner tempts to free him from the pain,
The persuasion is not met on deaf ears,
However, there is another way less cowardly,
The one path that is uneven and treacherous.

The trail is unseen companioned by traces of faint light,
The third eye begins to open ever so slightly,
It absorbs the pure awareness that it receives,
A fascination that makes the body numb.

A hope reveals itself among the ashes,
Survival is not guaranteed,
On the contrary, there are many deaths,
It has all become worthwhile,
The glimmer is wonderful enough,
One can only imagine what ecstasy those few candles lead to.

Hell's flames burns the flesh away,
But no need to take notice of such trivialities,
This battle is fought for the dance of the fireflies,
To carry the others on a broken back to a place of serenity.

The Storm drowns many in its path and leaves the water murky,
Above but within the dark water arises a lotus flower,
Its scent and beauty transcending the fabric of the universe,
To offer a radiance of eternal bliss that no hand could ever put out.

Anonymous

FAIRY TALE

"When you see ashes
those are my tears"
whispers the knight
to his maiden of smoky gazes

and he is off
afar into the red of his temples
that kiss left by her,
who now sifts their manna alone

He rides to cities on dark hills
(she and the sea he's not seen)
in the armour of memory
bends his neck.

Clint Martin

INTERIOR

On the edge of the
bed
orange of
incidental fires
round him
and flame the
abrasion
of what he rips
down
tonight

and the edges of
his eyes
drain into olive
shadows
and mute sheets
as thorns fall into
corners.

wallpaper and
shoulders
the burning
interior only he
sees.

Clint Martin

RETURN

There used to be thin lines
which the offered and the re-offered crossed
neck and wrist
when I thought something was one.

When the rivers spoke in just, soft words
of places where the lights danced
at every least moment
bringing them lilies.

And a thousand stretched out
Out from quiet, to quiet; across my ankles
to a wild shore
hung under the storm's retreat

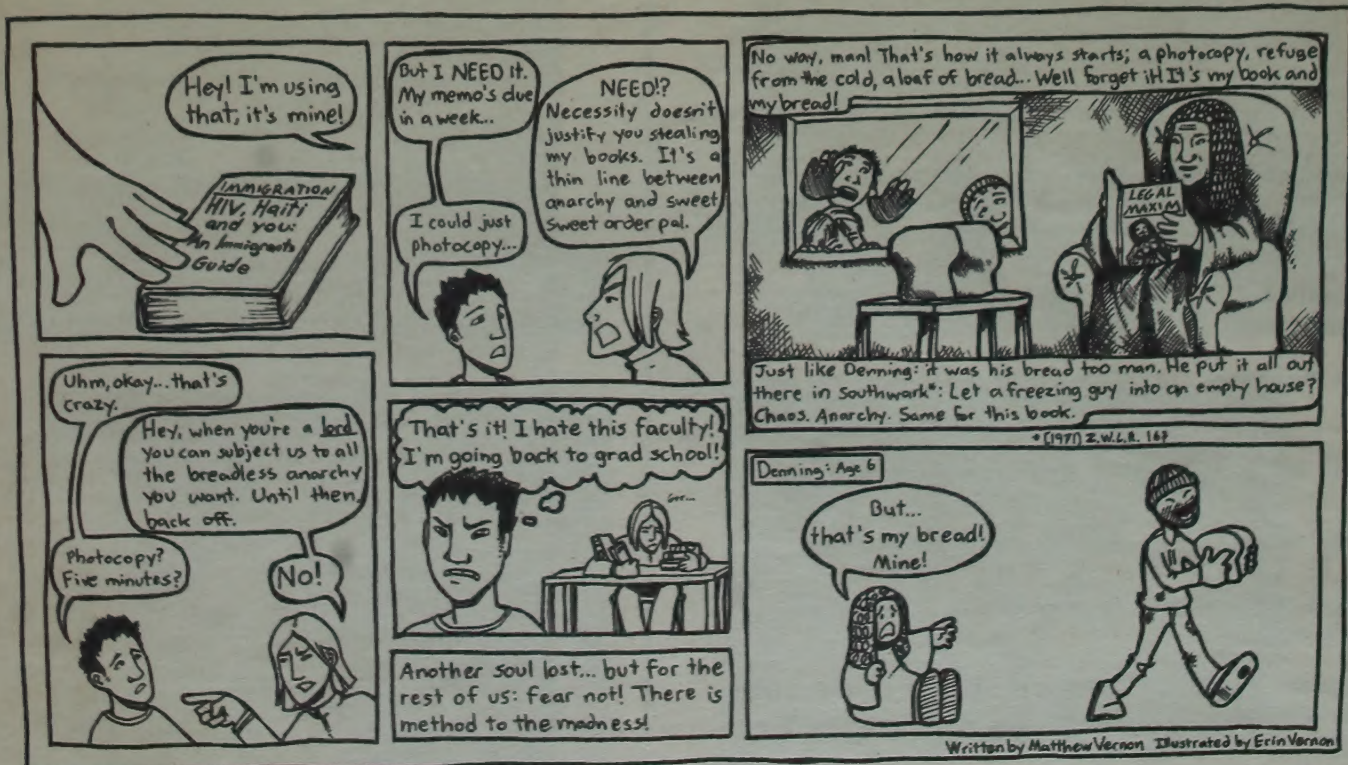
And there, kneeling in the dark earth
gathering my fill of open dreams
and youth
palms shone like opals.

Clint Martin

"Mere Puffery"

Written By Matthew Vernon

Illustrated by Erin Vernon



GRAD 2004

Graduation Dinner

2004

Place: Westin Hotel

Date: March 13, 2004



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no 'I' in team?

Michelle Crighorn, partner and Chair of
the McLennan Ross Articling Committee.
And her pal "Kowlesley".

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great lawyers. And interesting people.



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Speech, Honourable Gary Mar

Honourable Gary Mar, Minister, Alberta Health and Wellness
Graduation Dinner

Faculty of Law, University of Alberta
March 13, 2004, Westin Hotel, Edmonton

Way back in the latter part of the last century, I sat in a ballroom at my own graduation dinner from the U of A Faculty of Law. Like you, I was full of grand plans and great dreams, but to someday stand up here on this special day that was beyond my thoughts at the time. I want to thank you for honouring me with this privilege of sharing in your achievement.

Pulitzer prize-winning author Anna Quindlen delivered her own message about life in her commencement speech at Villanova University in Pennsylvania. I have seen the date range from 1997 to 2000. The text of that address is widely circulated on the Internet; I urge you to read it for yourself.

"Get a life," she said. "Watch a red tailed hawk circle over the water. Learn to be happy. Think of life as a terminal illness, because if you do, you will live it with joy and passion, as it ought to be lived."

Your work is part of your life. In the years ahead, you will apply the law, defend the law, interpret the law, perhaps as a politician even make the law. And it all will be important.

Life is a terminal illness. Part of *your* legacy will be the precedents you help set, the success of organizations you advise and the lives of the people you represent. You will build a career that will give you the means, the network and the reputation to act in causes you will care about. And that is important.

When you look back, you *may* remember the bonus, the partnership, your mentor and those you mentored. But you *will* remember your life-partner's smile, your best friend's secret, your parents' last words. All you do will have mattered to your family, your colleagues, the people who knew you and the ones you touched who never knew who you were.

You have the finest legal education in the country. You have the power to be involved in decisions that affect you in your community, your province and your country. You understand the personal responsibility that comes with citizenship and awareness.

You have a voice. Make it heard. You have a purpose. Find it. You have a cause. Be involved, and encourage others to join you. You have a future. Realize it on every level, professional and intensely, wholly and completely personal.

I have every confidence that, some day, you will be invited to speak to others as I speak to you now. I hope you will tell them, as I tell you your career is more than what you do for a living; it is what you do with your life.

Today, you graduate. As a fellow lawyer, I welcome you as colleagues in law. As a person, I welcome you as colleagues in life.

Grad 2004

Continued from page 1

Taitinger (Again...I swear this list is not rigged!)

Most likely to become Mayor of Edmonton: Kirsten Leger (Finally, a pretty mayor!)

Most likely to become Mayor of Balzac: Hugh Willis (taking it down a notch from his LSA duties)

Most likely to become a law professor: Andrew Brine (you all know that the 1L's will be pining over Andy every year...)

Most likely to retire first: Sheila Jonker (lucky girl!)

Most likely to swear the

**"Most likely to
become Mayor
of Edmonton:
Kirsten Leger"**

most in Court: Dan Gilborn (getting a little too *intense* in Court, Dan?)

Most likely to date an articling student when she/he is a partner: Oliver Hanson (Oliver, you dawg!)

OK, so maybe there was

more like 25 or 26 items on the list. Although there was no questionnaire for the 2004 list, I still had a lot of fun putting it together. I smiled to myself when each name was chosen out of a "Hat" and matched with a situation chosen out of the other "Hat." I was not smiling because some of the matches were comedic. I smiled because looking at each 2004 graduate's name brought back many memories over the last three years.

The most important thing that a reader can take from

this year's list is one's personal recollections of the people on the list and their own law school experiences.

**"personal recollection of the
people on the
list and their
own law school
experiences"**

We have all walked a long road together to get this far, and we have farther yet to go (I have a paper and 4 exams

left...yikes!)

I do feel that there is some merit to the "random list" used this year since we do not know what will become of our classmates or ourselves. Who really knows who will become a partner first or who will become the first millionaire? Just remember to work hard, be happy, and keep this list handy for 20 or 30 years down the road. The class of 2004 may have some surprises in store for the world...

V.K. (MEL) BHATIA*

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GRAD 2004

Excerpts From the Dean's Speech

By Dean David Percy, Q.C.

I congratulate the Class of 2004 on its involvement, both in the Law School and in the wider community, as well as on its continuing sense of fun. I would like you to remember the benefits that you have obtained from taking this approach to law school, for it is also one of the two keys to a satisfying professional life. You are about to enter a very demanding profession, in which you will be ultimately successful only if you approach involvement in your community, your personal and your family life with the same level of determination

as your professional activities.

The second key to meeting the challenges of the legal profession is to remember how your legal education has equipped you with the tools for professional success. Though you will not remember every detail of your law school education, I hope you will remember that every good lawyer must possess three characteristics:

1. You must be principled in your approach to problems. This enables you to approach issues consistently, as a lawyer, and to withstand the immediate pressures of the moment.

2. You must be

courteous in all your dealings with others. Consistent courtesy on your part does reduce the level of stress in your life, especially if you maintain your own standards of civility and courtesy when you deal with unreasonable behaviour on the part of others. There are few things that defuse an angry debate more than a consistently courteous and professional approach by one side.

3. Above all, your conduct must meet the highest ethical standards at all times. Not only is this a pre-requisite to professional success, it is essential if you are to maintain your self-respect . . . and to sleep

easily at night.

You are well equipped to meet the challenges ahead. In a couple of months, you will be graduates of one of Canada's finest law schools. At the present time, I can confidently state that the standing of the U of A law school has never been higher. You know that the world of Canadian legal education has changed over your three years in law school, particularly in its cost. As a result, we find ourselves thrust into exciting and challenging times.

In meeting these challenges, we know that this law school has one attribute that cannot be matched by any other

national law school and that is a student body that is committed, involved and at the same time knows how to enjoy life. I hope that you will stay involved in your law school, spread the word about your experiences and participate in our future progress. On behalf of the Faculty, I congratulate you on your achievements and offer our best wishes for your future success.



Class Historians Speech

By Sandy Kovacs (3L) and John Lemieux (3L)

[SK] Welcome to the Class Historian speech. I LOVED writing this speech with John...

[JL]OH yeah... [etc]

Well, we did approach the writing of the speech with a few different ideas...

There was the play-by-play method, the general overview method, or the 20% midterm, 30% assignment 50% final exam method. Anyway, syllabi are at the back. Pick one up on your way out and read chapters 1 thru 6 for Monday.

Ah, hell, it's our time to celebrate, let's stick with the play-by-play.

First Year 2001: Or as we like to call it: Everything we needed to know about first year we learned in Perspectives.

The first day came with many promises of good fortune and glory, the best one coming from SLS, our local chapter of the Heaven's Gate Cult...People left the Orientation Room thinking, "Gee, Law School's not even an hour old and they've got me workin' on a murder case!"

So, after an eventful first week, the excited 1st year student decides to write a

letter home.

"Dear Mom, I have been publicly intoxicated for 5 consecutive days! Did you know that's an offence under the Criminal Code? Anyway, Please send bail money. Bail gets me out of prison, I learned that too. Don't worry, SLS is defending me. Send my love to dad!"

2nd Year – 2002...

The year started like most other years, with the LSA alienating yet another golf club at our annual golf tournament El Hacko. This also marked the first "potential" suit of 2nd year, after Mr. Power Cart met Mr. Tree –

Give it another year and we'll be having El Hacko at the West Edmonton Mall mini golf course.

2nd year was also a time to explore the more diverse areas of the law: jurisprudence and legal history.

People said "think outside the box" – we asked: Have you got a CAN for that?

And then there was the "BEST" Suit Day – Career Day – the day of schmoozing and free stuff!

It was like Halloween, but everyone was wearing the same costume!

Ah, the PFO letter:

"Please fly off"

let's translate:

"We want to reiterate that our failure to offer you a position is not an indication of a lack of interest on a part of the firm."

Means: "We'd like to reiterate, this is an indication of a lack of interest. Please get lost" ...

"Our selection process is in no way a reflection of your abilities as a law student."

Means: "Of course it's a reflection of your abilities of a law student! If you had straight nines, would they be giving you this letter???"

"We do, however, wish you success in your search for an article at another firm that will enable you to establish a rewarding legal career"

Means: "you're good, but not "us" good. You're "other guy" good – and we've seen the other guy, and he's not that good."

And then we made it to 3rd Year

3rd Year's a lot like driving to Saskatoon – You're getting somewhere, sure, but the road is long, flat, boring, and a few miles into the trip, you're falling asleep at the wheel.

To keep ourselves from falling asleep...we got involved in a lot of extra-curricular activities...You name it – we were in charge of it – the buck had been passed.

Implicit in this role, was our ability to boss around the 1st and 2nd years.

And now we find ourselves at Grad. A chance to look back on our 3 years, make our parents and families proud. We've laughed a little, loved a little, cried a little, and maybe, just maybe – learned a little too.

We have been influenced by caring and dedicated professors, driven to further success by our talented peers, become hopelessly addicted to coffee [and jelly donuts], and aptly prepared for the challenges and responsibilities that will come with our chosen

vocation.

The one thing that every single one of us can say is that these three years have had a profound impact on our lives...This may be the result of the studies we have taken, but perhaps it is more a product of the friends and classmates we have met... I have no doubt that the strength and commonality of our bonds, both as friends and classmates, will prevail over geographical and professional distance. We have succeeded, together, and that will never be forgotten.

Congratulations Class of 2004.

Say goodnight, Sandy. "Goodnight Sandy!"

Oh – and don't forget chapters 1 through 6! Exam on Monday

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GRAD 2004

Valedictorian Speech (Abridged)

By Rosemary Duffy (3L)

I am honoured to have been selected by my classmates to speak as valedictorian tonight....I think back to our first day, when we assembled at the orientation meeting to hear the all-important "your reputation starts here" speech. When I looked around that day I saw a room filled with intimidating strangers. Tonight I see familiar faces, complete with reputations.

We are very fortunate to have a number of opportunities to become involved in a wide range of student groups and activities...I am grateful I took advantage of many of these opportunities, as I feel the only thing I missed out on in law school was the first five to ten minutes of every

class. For those of you who don't know, I am consistently and notoriously a little...less than punctual shall we say.

In addition to helping the community, and enhancing the profile of this faculty, many of these activities showcase skills not normally associated with law students. Who knew we had athletes, poets, cartoonists, actors, musicians, and singers among us?

We learned quickly in first year that law school is not all work and no play. Indeed, at times it is quite the opposite. Some of us, despite our attendance at these events, may have a hazy to non-existent memory of them, as law students have been known to become a little intoxicated on occasion. The great thing about law school is that

come Monday, your classmates never fail to remind you of your ridiculous behavior...While we won't likely miss the law school rumor mill, there is something to be said about learning to laugh at yourself.

There was a joke in Law Show this year that went: "Law students have friends outside of law school? They don't even like each other!" This statement, although humorous, couldn't be further from the truth. In fact, judging from the number of engagements between students in our year alone it could be said that some of us like each other very much....

And now our time together is coming to a close...At this point, many of you may be suffering from third year-itis, and simply feel relieved that we

are in the homestretch. However, I think many of you also feel at least a twinge of sadness to be leaving all of this behind. I for one am trying to enjoy this last month or so, as never again will I have a schedule flexible enough to accommodate my daily dose of soap operas, Dr. Phil and of course Oprah. Alas, the "real world" is waiting for us. It may seem daunting, but there is much for us to be excited about. As we venture out into the unknown let us bring

forward the experiences we've had and remember the bonds we have formed here.

If I can leave you with a message tonight it is this: Regardless of your choice of career path, we are each other's colleagues. In our professional dealings, let us treat our colleagues with the utmost respect, courtesy, and civility they deserve.

Thank you for sharing this complex and wonderful experience. I wish you all the best of luck in your future endeavours.

Toast to the Faculty

By Tim Outerbridge (3L)

BF Skinner, famous behavioral scientist, once said that "A good teacher is like a candle—it consumes itself to light the way for others." To be consumed in the art of teaching and to engage students, especially law students, to develop a nuanced and passionate understanding of topics such as "corporate securities," "land titles," and "civil procedure" requires great talent indeed. Each professor at this school has found some way of transmuting their particular area of expertise from dry, legal rubric into something more.

From Professor O'Byrne, who employs pop culture icons, such as "Ace of Base" to translate principles of promissory estoppel, to Professor Robertson, whose vast array of cardigan sweaters and half-full buckets of New York Fries never failed to distract students from the unpalatable intricacies of the latest tortfeasor. Where else but this law school are you going to find a professor who, every year will wear a vest to class splattered with words "if it can vest it must" to describe the latest of the hundred different rules governing the transition of property.

While it is often said that

"education is what survives when what has been learnt has been forgotten," the unique nature of the learning environment at the U of A defies this principle entirely. What we learn is only as valuable as those who we learn it from and this law school, as hub for research and scholarly prowess, remains full of professors with doors on which you are never afraid to knock. This is a unique phenomenon, and likely is a far cry from the qualified "open door policy" which will no doubt greet us as one of the many joys of articling.

It's a simple recipe—get a bunch of people who love their job and get them to do it while others watch. That's what I felt like I was doing when I was learning here—and even though I often felt as though law school was a progressive movement from cocky first year ignorance to thoughtful third year uncertainty, it made all those long lonely nights in the Reading Room worth every nickel and nine on my transcript.

And I think I speak for the class of 2004 when I say that, to effective teachers we give our recognition, but for those, such as yourselves, who have really inspired us to learn beyond the classroom, we thank you with a deep sense of gratitude.

Toast to the Family

By Anu Chaitanya (3L)

Good evening everyone. Before I begin, I would like to ask all the soon-to-be-graduates to join me in a brief ceremony. It is something done in my culture on momentous occasions, and today is such an occasion. It is a symbolic practice, and all I ask is for the graduates to take your right hands and place them in front of you, palm inwards. Excellent, thank you. Now I would ask you all to take those right hands, place them behind your left shoulders. Now, gently, pat yourselves on the back three times.

Thank you very much. This ceremony is befitting because let us make no mistake—we are here tonight to congratulate ourselves. We are here tonight to celebrate that we have all made it through three years of law school, relatively unscathed. And although our mood is self-aggrandizing, we do not ignore the fact that we would not be here without the help of others. And the others that I am here to acknowledge are our families.

Law school has provided me, and I would like to think all of us, with a new family. Family is made up of people who support you in your time of need. They are the people who help you understand difficult concepts in law, they are the people who study with you, they are the people who empathize with you when you have to write three papers in three weeks, and then they take you out for drinks just to help you focus.

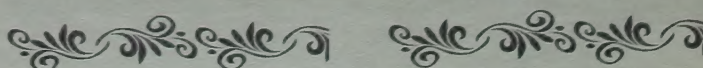
So if family is made up of all these people, then our thanks do not stop at our traditional family members that are present here today. Our thanks extend to the Faculty, which my good friend Tim will address. Our thanks also extend to other graduates in this room, which I would like to address.

Thanks to the LSA Family, who have been constantly improving things within our law school. Thanks to the Law Show Family, who have been entertaining us for the past three years. Thanks to SLS, for representing to the public that law students do, in fact, know law. Thanks to the

Dean's Listers, for making me feel bad about myself. (no, sorry, that's a different speech)...For all the groups I missed, I truly apologize, but thanks to all the various clubs and organizations that have provided different venues for us to enjoy ourselves at.

I have met new family members through law school, as I am sure many of you have as well. Here we have found new brothers, new sisters, new crazy uncles that get drunk and tell you how much they love you, new second-cousins that you have funny feelings for. You see, the list is endless, the combinations are infinite, and that is the beauty of family—it can just keep getting bigger, as it has for all of us. I ask the grads again to indulge me once more, but this time take both your hands, and now pat the backs of the family around you. Thank them for being there for us and making the past three years worthwhile.

So a toast to the family, in all it's splendid forms. Salute.





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